



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gambino, et al.
Application No.: 09/934,394
Filing Date: August 21, 2001
Group Art Unit: 1761
Attorney Docket No.: 67,500-536
For: FROZEN FILLED WAFFLE

REPONSE TO NOTICE TO FILE MISSING PARTS

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir/Madam:

In response to the Notice to File Missing Parts of Application - Filing Date Granted dated September 24, 2001, Applicants submit herewith the required executed declaration. Also enclosed is Applicants' check in the amount of \$130.00 to cover the surcharge for late filing of the declaration.

Please charge any fees due or credit owing to our deposit account no. 08-2789. A duplicate copy of this letter is enclosed.

Respectfully submitted,

HOWARD & HOWARD ATTORNEYS, P.C.

Randall L. Shoemaker

Registration No. 43,118
39400 Woodward Avenue, Suite 101
Bloomfield Hills, Michigan 48304-5151

Dated: October 2, 2001

CERTIFICATE OF MAILING

I hereby certify that this Response to Notice to File Missing Parts is being deposited with the United States Postal Service as First-Class Mail, postage prepaid, in an envelope addressed to BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231 on October 2, 2001.



Irene M. Brown



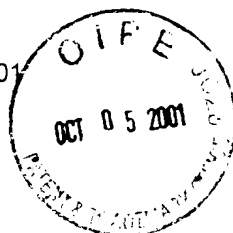
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/934,394	08/21/2001	Charles Gambino	67,500-536

27305

HOWARD & HOWARD ATTORNEYS, P.C.
THE PINEHURST OFFICE CENTER, SUITE #101
39400 WOODWARD AVENUE
BLOOMFIELD HILLS, MI 48304-5151



CONFIRMATION NO. 8127
FORMALITIES LETTER



OC00000006779957

Date Mailed: 09/24/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

DELETED: 00000096 09934394

130.00 OP

SEP 27 2001